

SPECIAL PUBLIC HEALTH, SOLID WASTE & ZONING COMMITTEE
MINUTES
AUGUST 3, 2017
5:30 PM

PRESENT: Greg Stumpf – Chairman, Abe Forsyth, Annette Fulgenzi, Linda Fulgenzi, Lisa Hills, Rose Ruzic, Sam Snell, Mike Sullivan and Linda Douglas-Williams.

ABSENT: David Mendenhall, Craig Hall & Jason Ratts

OTHERS: Dwayne Gab, Jim Stone, Chairman Andy Van Meter, Michael Gambach, Brian McFadden, and Mary Carter.

Chairman Greg Stumpf called the meeting to order at 5:31 pm.

New Business

Public Health:

Chairman Van Meter & Jim Stone spoke about the Food Establishment Appeal Panel. This panel will hear appeals of inspection report findings. It is a 3 person panel which includes the Director of Public Health (in the event of a conflict, the Assistant Director), the County Board Member of the Board of Health (in the event of a conflict, the Chairman would assign another County Board Member) & an individual appointed by the Chairman of the Board who is from the local food establishment industry who is a Certified Food Service Sanitation Manager (in the event of a conflict, another appropriate alternate appointed by the Chairman). Chairman Van Meter says we have made a number of changes per the committees' suggestions. The first step would be for the Environmental Director &/or the Food Program Supervisor to meet with the owner at the food establishment's facility or at Public Health, whichever one the owner wants to meet at. Then they would have 3 days to file an appeal. The appeals panel would have a hearing within 2 weeks. At that time, the appeals panel would reverse or affirm the decision. Chairman Van Meter spoke about the make-up of the panel. The panel has been in the works for a long time. This ordinance has been through several revisions from when it was first drafted. Van Meter told the committee that we must have balance in the competing interests. We want those that are being regulated to feel this is a fair forum that they can come to and address their concerns. We also need to reassure our staff, doing the inspections, that the forum will be fair to them as well. The panel we are proposing is a person who knows the code, person from the public & one from the restaurant owner's view. We have to strike a balance between our responsibility to keep the public food service process clean, orderly & safe for everyone & our responsibility to administer the rules & regulations fairly. A. Fulgenzi & Douglas-Williams are concerned that having the Director of Public Health on the panel may not be fair to the restaurant owners. Van Meter says that the Director of Public Health is on the panel to balance the competing responsibilities. We have to support & affirm our staff & we also have to be fair to those that are being inspected. If there was a tie in an appeal, the county board member would be the one to break it.

- Approval of Food Establishment Appeal Panel - *Forsyth made a motion to approve & L. Fulgenzi seconded. Motion carried (8-1) w/ A. Fulgenzi voting no.*

- Approval of proposed amendments to recently enacted public health fee ordinance. A. Fulgenzi and Dwayne Gab have been working together to get the amendments together for the committee but they are not ready. Gab says they are close. Stumpf believes that we should have more time to review and possibly have a special meeting to go over these amendments. We don't have time in a regular public health committee meeting. ***A. Fulgenzi made a motion to table for now and Sullivan seconded. Motion carried (9-0)***

Old Business-Douglas-Williams wanted to know when we are going to discuss new fees again. Stumpf says in 3 years (2020) (instead of waiting 8 years)

Douglas-Williams asked if they can get paperwork of any changes before the meeting so they can review. Gab says his office was working on these amendments up until the time of the meeting tonight but yes in the future they will try to get it done before hand.

There was no public comment.

Snell made a motion to adjourn and Hills seconded. Motion carried (9-0) and the meeting adjourned at 6:12 pm.